

APPLICATION FOR PERMIT BALTIMORE COUNTY MARYLAND APPLICATION FOR PERMIT BALTIMORE COUNTY MARYLAND APPLICATION FOR PERMIT
OFFICE OF THE BUILDING ENGINEER TOWSON, MARYLAND 21204 OEA: JB
PERMIT #: B - PROPERTY ADDRESS (FAM DEAL DA FOR ALL DA
RECEIPT #: 7
XREF #: DISTRICT / DPRCINCT
FEE: 3 x 6.00 NAME: GREATON CARLTON SQUARE WISSOC. INC.
PAID: 18 oc ADDR: 335 N. C.
INSPECTOR: APPLICANT INFORMATION HAVE CAREFULLY READ THIS APPLICATION NAME: LUCOCLAND SIGNS, WC MARK CHEYNE
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2. ADDITION 3. ALTERATION
4. REPAIR DESCRIBE PROPOSED WORK: FREE STANDANS/F, NON-1220M.
6. MOVING FEET 3-35 X 78 Reduced January 370
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RESIDENTIAL NON-RESIDENTIAL 53.65F-76TOL
01. ONE FAMILY 02. TWO FAMILY 03. TWO FAMILY 04. ONE FAMILY 05. TWO FAMILY 06. ONE FAMILY 07. TWO FAMILY
03. THREE AND FOUR FAMILY
06. GARAGE 11. SERVICE STATION, REPAIR GARAGE 14. HOSPITAL, INSTITUTIONAL, NURSING HOME 15. OFFICE, BANK, PROFESSIONAL 16. PUBLIC UTILITY
TYPE FOUNDATION BASEMENT 18. SIGN
TYPE FOUNDATION 1. SLAB 1. FULL 2. BLOCK 3. CONCRETE 3. NONE 17. SCHOOL, COLLEGE, OTHER EDUCATIONAL 18. SIGN 19. STORE MERCANTILE RESTAURANT SPECIFY TYPE 20. SWIMMING POOL SPECIFY TYPE 21. TANK, TOWER
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PLEASE PRINT CLEARLY PETITIONER(S) SIGN-IN SHEET		
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Square Association	fixmy hid snot	



District 9th Posted for: Varianco	Date of Posting 5/13/94
Potitioner: Carllon Squers Location of property: Cyon brook &	Assocs, Dave Sorton Rds
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Remarks:	= 120/0.

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was published in THE JEFFERSONIAN, a weekly newspaper published in Towson, Baltimore County, Md., once in each of ____ successive weeks, the first publication appearing on May 5, 1974

THE JEFFERSONIAN.

(410) 887-3353

Office of Zoning Administration and Development Management

Baltimore County Government

111 West Chesapeake Avenue Towson, MD 2120+

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identifies herein in Room 106 of the County Office.

Building, located at 111 W. Chesapeake Avenue in Towon, Maryland 21204 or Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as

Case Number:
94-414-A (Item 400)
Cranbrook Road and
Sorley Road
8th Election District
3rd Councilmanic District
Petitioner(s):
Cartton Square
Association, Inc.
HEARING: THURSDAY,
JUNE 2, 1994 at 9:00 a.m.
in Rm. 118, Old

Varience: to permit three single-face free-standing signs with a combined total of 53.6 equare teet in lieu of the one

LAWRENCE E. SCHMIDT.
Zoning Commissioner for
Baltimore County NOTES: (1) Hearings are Handaccommodations Please Call 887-3353

tion concerning the File and or Hearing, Please Call 887-3391

5/040 May 5

(2)For informa-

April 28, 1994

NOTICE OF HEARING

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Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-414-A (Item 400) Cranbrook Road and Sorley Road 8th Election District - 3rd Councilmanic District Petitioner(s): Carlton Square Association, Inc. HEARING: THURSDAY, JUNE 2, 1994, 9:00 A.M. Rm. 118 Old Courthouse

Variance to permit three single-face free-standing signs with a combined total of 53.6 square feet in lieu of the one sign of 15 square feet permitted.

cc: Michael D. Crosby, President Harry S. Shapiro, Esquire

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPEAKE AVENUE ON THE HEARING DATE. (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

Baltimore County Government

Towson, MD 21204

May 27, 1994

Harry S. Shapiro, Esquire 400 West Pennsylvania Avenue Towson, Maryland 21204

> RE: Case No. 94-414-A, Item No. 400 Petitioner: Carlton Square Association, Inc. Petition for Variance

Dear Mr. Shapiro:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on April 21, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the hearing file.

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

Baltimore County Government Office of Zoning Administration

and Development Management

(410) 887-3353

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. PAYMENT WILL BE MADE AS FOLLOWS:

1) Posting fees will be accessed and paid to this office at the time of filing.

2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

For newspaper advertising: Item No.: 400 Petitioner: CARITON SQUARE ASSOC. INC Location: Crawbrook Pd & Sorly Rd PLEASE FORWARD ADVERTISING BILL TO: NAME: Michael Crosby - Pres * PHONE NUMBER: 628-6320

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: May 17, 1994

The Developers Engineering Section has reviewed

the subject zoning item. The proposed signs need to be

located so as not to interfere with the line of sight.

FROM Robert W. Bowling, P.E., Chief

for May 9, 1994

Item No. 400

RWB:sw

Developers Engineering Section

Zoning Advisory Committee Meeting

Zoning Administration and Development Management

MUST BE SUPPLIED

111 West Chesapeake Avenue

Towson, MD 21204

TO: PUTUXENT PUBLISHING COMPANY May 5, 1994 Issue - Jeffersonian

Please foward billing to:

Michael Crosby, President 319 Hometown Way Cockeysville, Maryland 21030 628-6220

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LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

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Maryland Department of Transportation State Highway Administration

O. James Lighthizer Secretary Hal Kassoff Administrator

4-29-94

Re: Baltimore County Item No.: + 400 (17)

Towson, Maryland 21204 Dear Ms. Minton:

Room 109

Ms. Charlotte Minton

County Office Building

Zoning Administration and

Development Management

111 W. Chesapeake Avenue

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, DAVID ALICAMSEY, ACTIMG CNIEF -John Contestabile, Chief **Engineering Access Permits**

My telephone number is _____ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street - Baltimore, Maryland 21202

Printed with Soybean Lisk on Recycled Paper

Zoning Administration &

11 Sest Chesajicake Avenue

Development Management

JARLIN, SQ. A 50, W.C.

020- VARIANCE - # 05000

TOTAL A 3.25 CC

Please Make Checks Payable To: Baltimore County

150 - 610N - # 3500

CHANKACK & SCRUEY KD.

Office of Zoning Administration and Development Management

111 West Chesapeake Avenue

Cashler Validation



Account: R-001-6150

03A0380038M1CHRC

(410) 887-3353

* DEPUTY ZONING COMMISSIONER * OF BALTIMORE COUNTY

* Case No. 94-414-A Carlton Square Assoc., Inc. Petitioners

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a

* * * * * * * * * *

Potition for Variance from the Baltimore County Zoning Regulations (B.C.Z.R.) to permit three (3) identification signs for the subject property, known as Carlton Square, located in the Cockeysville area of northern Baltimore County. The Petition was filed by the owners of the property, Carlton Square Association, Inc., by Michael D. Crosby, President, through their attorney, Harry S. Shapiro, Esquire. Specifically, the Petitioners seek relief from Section 413.1.E of the B.C.Z.R. to permit three (3) single-faced, freestanding signs with a combined total of 53.6 sq.ft., in lieu of the permitted one sign of 15 sq.ft. total. The subject property and relief requested are more particularly described on the plan submitted into evidence as Petitioner's Exhibit 1.

Appearing on behalf of the Petition were Michael Crosby, President of the Cariton Square Association, Inc., property owners, and the attorney for the Petitioners, Harry S. Shapiro, Esquire. There were no Profestants present.

Testimony and evidence presented revealed that the subject propery is the site of the subdivision known as Carlton Square, a community of 120 townhouse units. The Petitioners are desirous of installing identification signs at the three entrances to the site in accordance with the

sign plans submitted as Petitioner's Exhibit 1. Due to the size of this development and the fact that access to the site is located off of three different intersections, the Petitioners believe the proposed signage is necessary in order to adequately identify their property.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

> 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily

2) whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and

3) whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

It is clear from the testimony that if the variance is granted, such use, as proposed, will not be contrary to the spirit of the B.C.Z.R. and will not result in any injury to the public good.

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship will result if the variance is not granted. It has been established that special circumstances or conditions exist that are peculiar to the land or structure which is the subject of this variance request and that the requirements from which the Petitioner seeks relief will unduly restrict the use of the land due to the special conditions unique to this particular parcel.

- 2-

In addition, the variance requested will not cause any injury to the public health, safety or general welfare. Further, the granting of the Petitioner's request is in strict harmony with the spirit and intent of the B.C.Z.R.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the variance requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this & day of June, 1994 that the Petition for Variance seeking relief from Section 413.1.E of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit three (3) single-faced, freestanding signs with a combined total of 53.6 sq.ft. of signage, in lieu of the permitted one sign of 15 sq.ft. total, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

> 1) The Petitioners may apply for their sign permits and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as

> the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

> > TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

TMK:bjs

- 3-

for Baltimore County cc: Mr. Michael D. Crosby, President, Carlton Square Assoc., Inc.

Baltimore County Government

Zoning Commissioner

Office of Planning and Zoning

June 8, 1994

Enclosed please find a copy of the decision rendered in the

in the event any party finds the decision rendered is unfavor-

Very truly yours,

buther Kotroso

Deputy Zoning Commissioner

TIMOTHY M. KOTROCO

above-captioned matter. The Petition for Variance has been granted in

able, any party may file an appeal to the County Board of Appeals within

thirty (30) days of the date of this Order. For further information on

filing an appeal, please contact the Zoning Administration and Development

(410) 887-4386

319 Home Town Way, Cockeysville, Md. 21030

People's Counsel

Suite 113 Courthouse

Towson, MD 21204

400 Washington Avenue

Harry S. Shapiro, Esquire

Towson, Maryland 21204

RE: PETITION FOR VARIANCE

(Carlton Square)

Case No. 94-414-A

accordance with the attached Order.

Management office at 887-3391.

Dear Mr. Shapiro:

WS/Corner Cranbrook & Sorley Rds.

8th Election District - 3rd Councilmanic District

Carlton Square Assoc., Inc. - Petitioners

400 W. Pennsylvania Avenue

Petition for Variance to the Zoning Commission for the property located at Cranbrook and Sorley Roads, Balto. Co.

15 square foot permitted.

which is presently zoned This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) Section 413.1.E - To permit three (3) single-face free standing signs with a combined total of 53.6 square feet in lieu of the one sign of

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (indicate hardship or The Carlton Square Association, Inc. desires to place signs on the

subject property in order to identify the subdivision. Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the Type of Print Name: CAR/LTON SQUARE ASSOCIATION, INC. 319 Home Town Way Cockeysville, 400 W. Pennsylvania Ave., 825-0110 MD 21204

Carroll Land Services, Inc.

439 East Main Street
Westminster, MD 21157-5539
(410) 876-2017 Fax: (410) 876-0009

2

Metes and Bounds Description Sign One Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the east side of the intersection of Hometown Way and Cranbrook Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

Beginning for the same at a point being North 63 degrees 37 minutes 25 seconds East, 14.67 feet from a point designated as Point No. 54 on a plat entitled "Section One, Carlton Square" and recorded among the Land Records of Baltimore County in EHK Jr. 39, folio 114 also being South 79 degrees 29 minutes 21 seconds East, 68.27 feet from the centerline intersection of Cranbrook Road and Hometown Way; running thence for four lines,

- 1. North 09 degrees 03 minutes 45 seconds East, 10.00 feet to a point; thence,
- 2. South 80 degrees 56 minutes 15 seconds East, 3.00 feet to a point; thence,
- 3. South 09 degrees 03 minutes 45 seconds West, 10.00 feet to a point; thence,
- 4. North 80 degrees 56 minutes 15 seconds West, 3.00 feet to the point of beginning and containing 30.0 square feet of land more or less.



deed\carlton.1

ITEM# 400

Carroll Land Services, Inc.

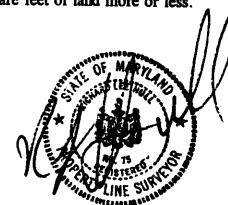
439 East Main Street Westminster, MD 21157-5539 (410) 876-2017 Fax: (410) 876-0009 April 21, 1994

> Metes and Bounds Description Sign Two Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the west side of the intersection of Sorley Road and Cranbrook Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

Beginning for the same at a point being South 34 degrees 31 minutes 16 seconds West, 11.54 feet from a point designated as Point No. 10 on a plat entitled "Section One, Carlton Square" and recorded among the Land Records of Baltimore County in E.H.K., Jr. 39, folio 114 also being South 17 degrees 39 minutes 54 seconds West, 67.96 feet from the centerline intersection of Sorley Road and Cranbrook Road; running thence for four lines,

- 1. South 82 degrees 49 minutes 35 seconds East, 10.00 feet to a point; thence,
- 2. South 07 degrees 10 minutes 25 seconds West, 3.00 feet to a point; thence,
- 3. North 82 degrees 49 minutes 35 seconds West, 10.00 feet to a point; thence,
- 4. North 07 degrees 10 minutes 25 seconds East, 3.00 feet to the point of beginning and containing 30.00 square feet of land more or less.



Carroll Land Services, Inc.

Metes and Bounds Description Sign Three Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the southeast side of the intersection of Ringold Valley Circle and Sorley Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

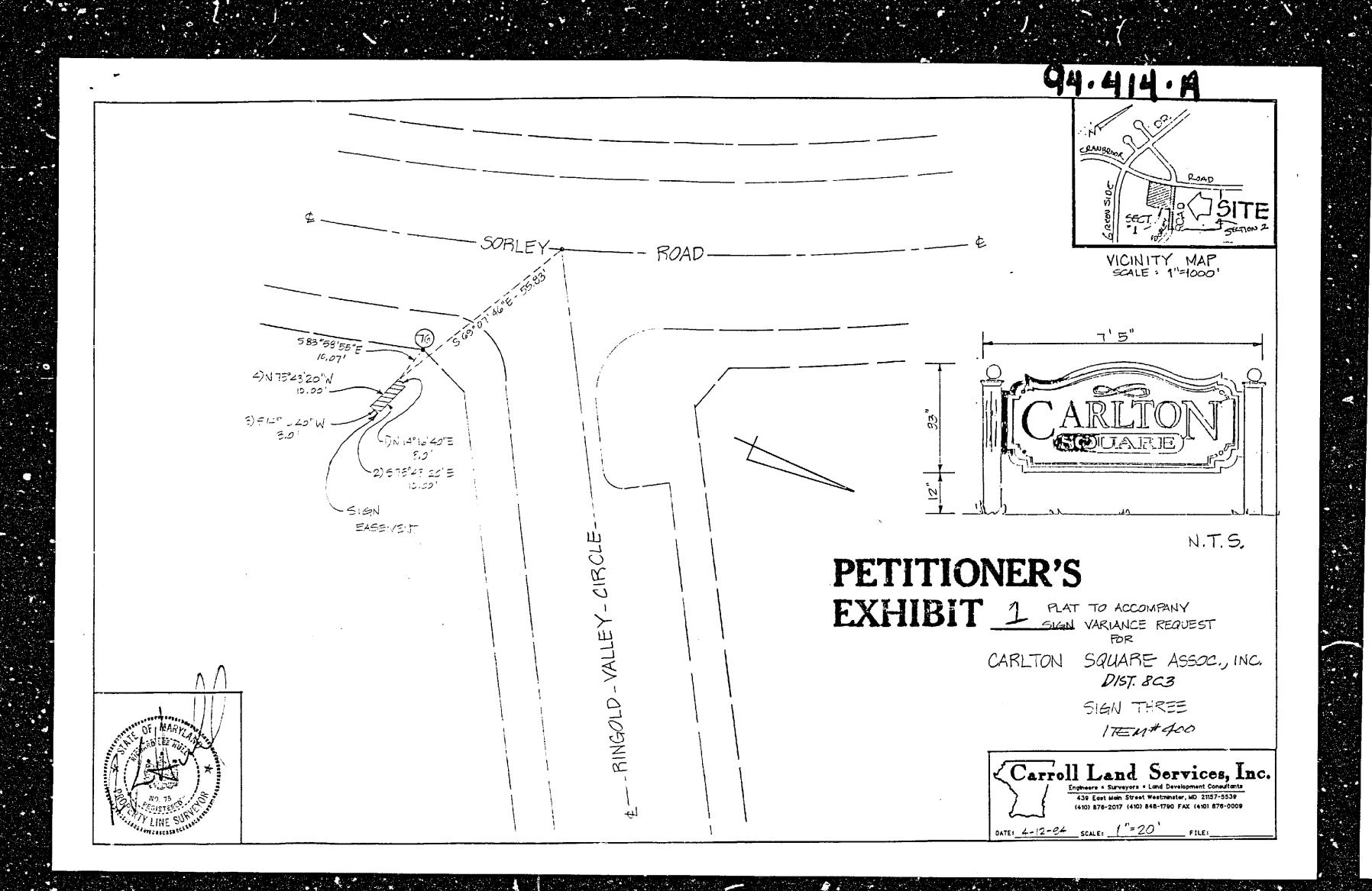
Beginning for the same at a point being South 83 degrees 58 minutes 55 seconds East, 10.07 feet from a point designated as Point No. 76 on the amended plat of Section Two, Plat B, Carlton Square and recorded among the Land Records of Baltimore County in E.H.K. Jr. 41, folio 55 also being South 69 degrees 07 minutes 46 seconds East, 55.83 feet from the centerline intersection of Sorley Road and Ringold Valley Circle; running thence for four lines,

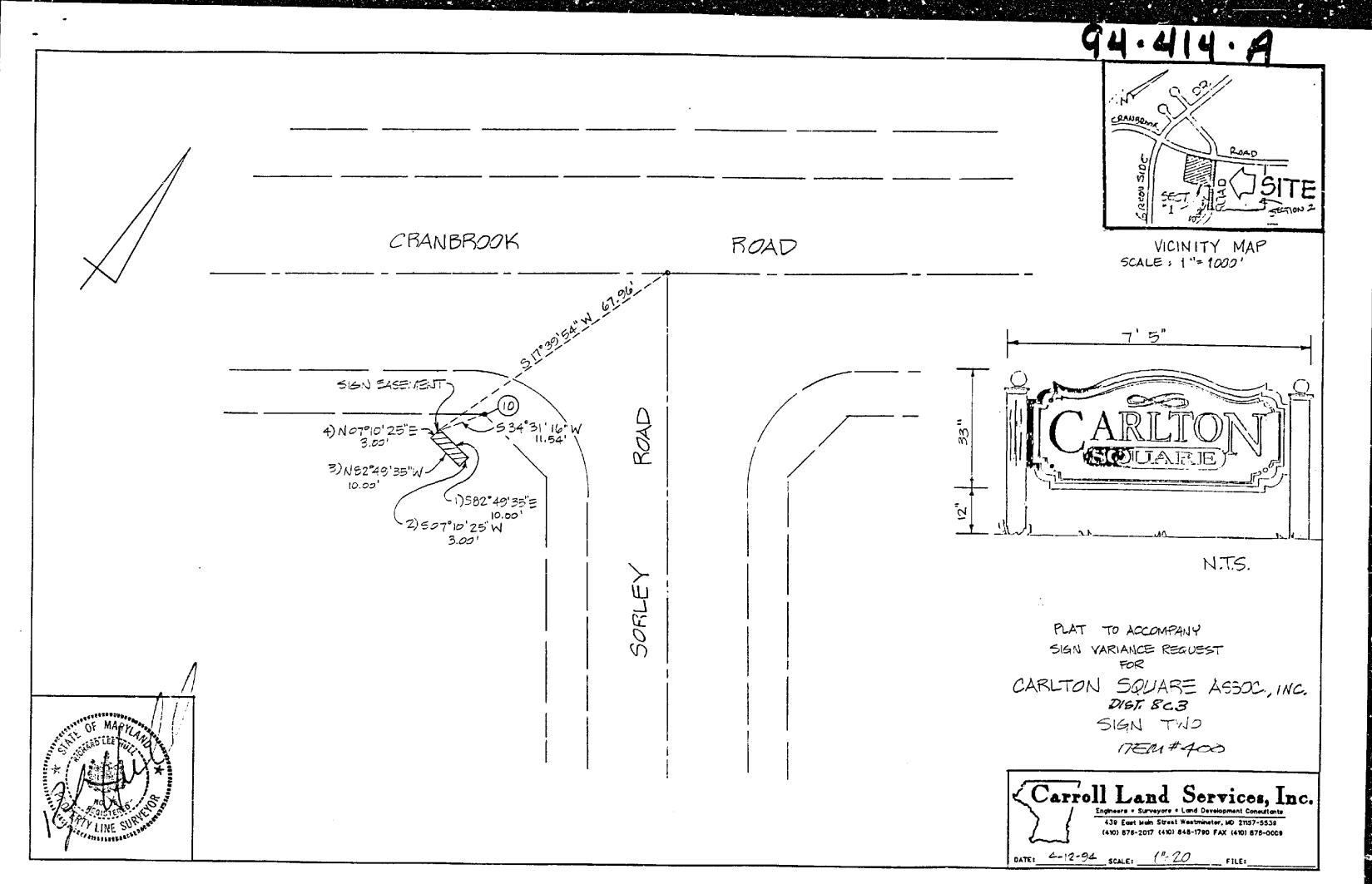
- 1. North 14 degrees 16 minutes 40 seconds East, 3.00 feet to a point; thence,
- 2. South 75 degrees 43 minutes 20 seconds East, 10.00 feet to a point; thence,
- 3. South 14 degrees 16 minutes 40 seconds West, 3.00 feet to a point; thence,
- 4. North 75 degrees 43 minutes 20 seconds West, 10.00 feet to the point of beginning and containing 30.00 square feet of land more or less.

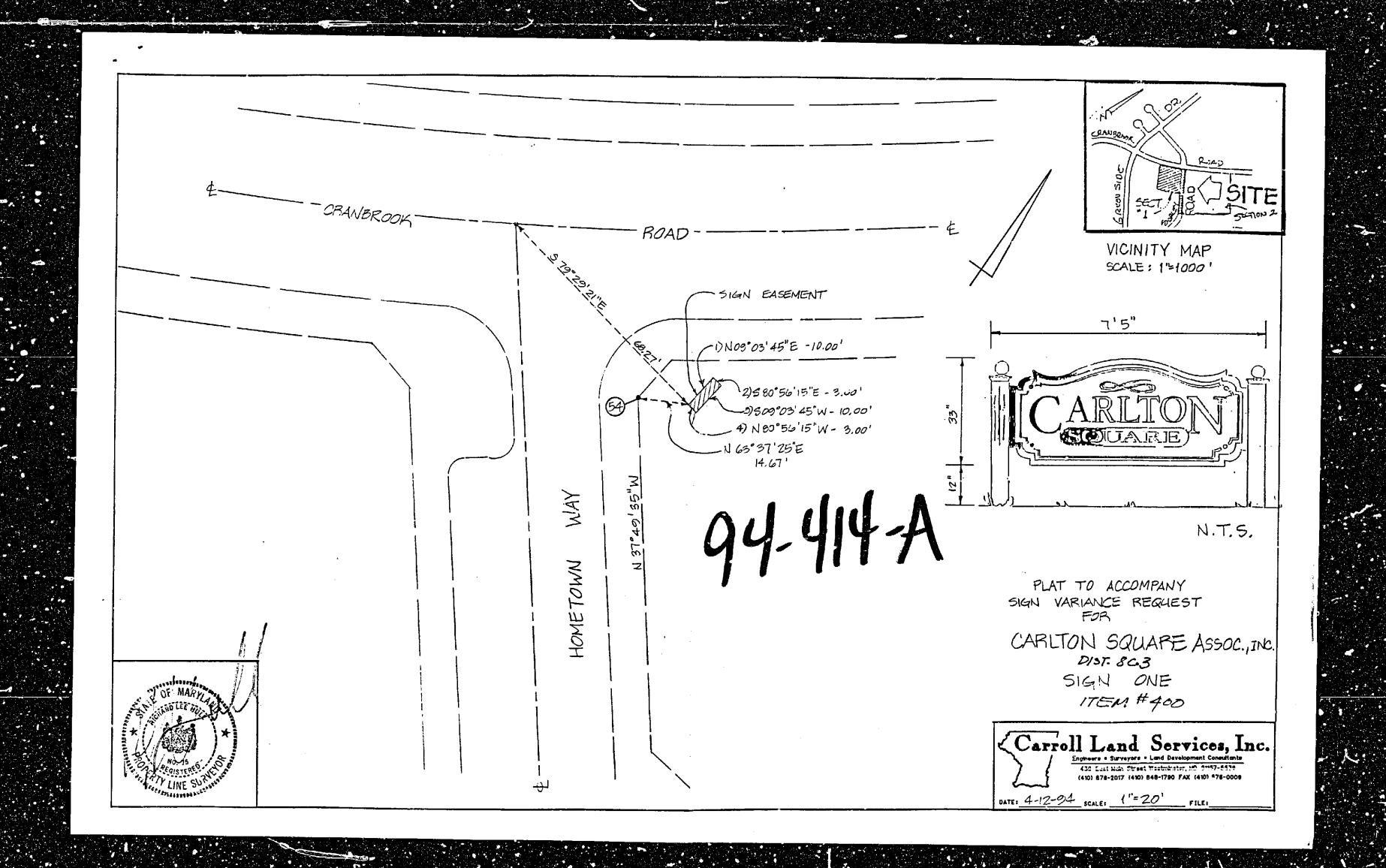


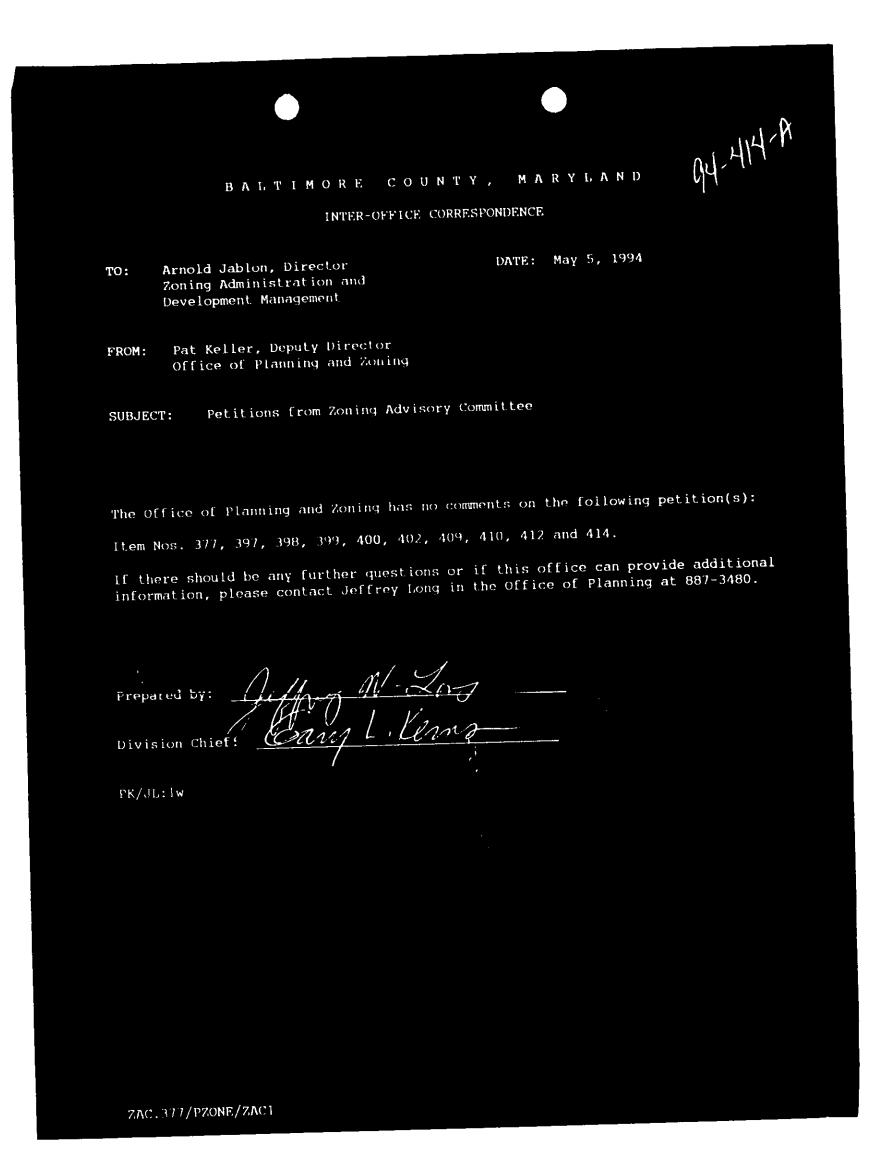
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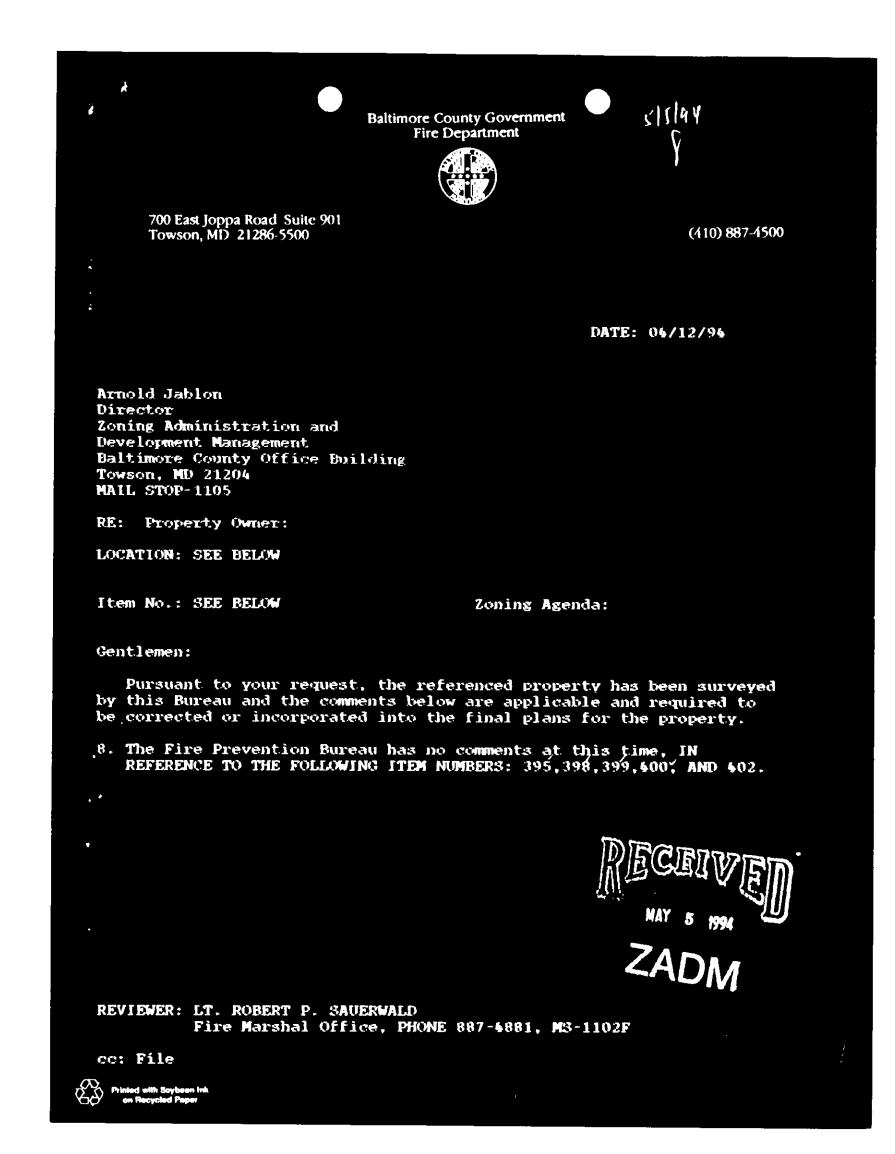
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CERTIFICATE OF PUBLICATION

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THE JEFFERSONIAN.

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Baltimore County NOTES: (1) Hearings are Handaccommodations Please Call 887-3353

tion concerning the File and or Hearing, Please Call 887-3391

5/040 May 5

(2)For informa-

April 28, 1994

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 94-414-A (Item 400) Cranbrook Road and Sorley Road 8th Election District - 3rd Councilmanic District Petitioner(s): Carlton Square Association, Inc. HEARING: THURSDAY, JUNE 2, 1994, 9:00 A.M. Rm. 118 Old Courthouse

Variance to permit three single-face free-standing signs with a combined total of 53.6 square feet in lieu of the one sign of 15 square feet permitted.

cc: Michael D. Crosby, President Harry S. Shapiro, Esquire

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPEAKE AVENUE ON THE HEARING DATE. (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.

Baltimore County Government

Towson, MD 21204

May 27, 1994

Harry S. Shapiro, Esquire 400 West Pennsylvania Avenue Towson, Maryland 21204

> RE: Case No. 94-414-A, Item No. 400 Petitioner: Carlton Square Association, Inc. Petition for Variance

Dear Mr. Shapiro:

The Zoning Plans Advisory Committee (ZAC) has reviewed the plans submitted with the above-referenced petition, which was accepted for filing on April 21, 1994 and scheduled for a hearing accordingly. Any attached comments from a reviewing agency are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties, i.e., zoning commissioner, attorney and/or the petitioner, are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the hearing file.

The following comments are related only to the filing of future zoning petitions and are aimed at expediting the petition filing process with this office.

1. The director of Zoning Administration and Development Management has instituted a system whereby seasoned zoning attorneys who feel that they are capable of filing petitions that comply with all aspects of the zoning regulations and petitions filing requirements can file their petitions with this office without the necessity of a preliminary review by zoning personnel.

Baltimore County Government Office of Zoning Administration

and Development Management

(410) 887-3353

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County Zoning Regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements. PAYMENT WILL BE MADE AS FOLLOWS:

1) Posting fees will be accessed and paid to this office at the time of filing.

2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

For newspaper advertising: Item No.: 400 Petitioner: CARITON SQUARE ASSOC. INC Location: Crawbrook Pd & Sorly Rd PLEASE FORWARD ADVERTISING BILL TO: NAME: Michael Crosby - Pres * PHONE NUMBER: 628-6320

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: May 17, 1994

The Developers Engineering Section has reviewed

the subject zoning item. The proposed signs need to be

located so as not to interfere with the line of sight.

FROM Robert W. Bowling, P.E., Chief

for May 9, 1994

Item No. 400

RWB:sw

Developers Engineering Section

Zoning Advisory Committee Meeting

Zoning Administration and Development Management

MUST BE SUPPLIED

111 West Chesapeake Avenue

Towson, MD 21204

TO: PUTUXENT PUBLISHING COMPANY May 5, 1994 Issue - Jeffersonian

Please foward billing to:

Michael Crosby, President 319 Hometown Way Cockeysville, Maryland 21030 628-6220

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

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Variance to permit three single-face free-standing signs with a commbined total of 53.6 square feet in lieu of the one sign of 15 square feet permitted.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353. (2) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.

Maryland Department of Transportation State Highway Administration

O. James Lighthizer Secretary Hal Kassoff Administrator

4-29-94

Re: Baltimore County Item No.: + 400 (17)

Towson, Maryland 21204 Dear Ms. Minton:

Room 109

Ms. Charlotte Minton

County Office Building

Zoning Administration and

Development Management

111 W. Chesapeake Avenue

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not effected by any State Highway Administration project.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours, DAVID ALICAMSEY, ACTIMG CNIEF -John Contestabile, Chief **Engineering Access Permits**

My telephone number is _____ Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free Mailing Address: P.O. Box 717 • Baltimore, MD 21203-0717 Street Address: 707 North Calvert Street - Baltimore, Maryland 21202

Printed with Soybean Lisk on Recycled Paper

Zoning Administration &

11 Sest Chesajicake Avenue

Development Management

JARLIN, SQ. A 50, W.C.

020- VARIANCE - # 05000

TOTAL A 3.25 CC

Please Make Checks Payable To: Baltimore County

150 - 610N - # 3500

CHANKACK & SCRUEY KD.

Office of Zoning Administration and Development Management

111 West Chesapeake Avenue

Cashler Validation



Account: R-001-6150

03A0380038M1CHRC

(410) 887-3353

* Case No. 94-414-A Carlton Square Assoc., Inc. Petitioners * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Potition for Variance from the Baltimore County Zoning Regulations (B.C.Z.R.) to permit three (3) identification signs for the subject property, known as Carlton Square, located in the Cockeysville area of northern Baltimore County. The Petition was filed by the owners of the property, Carlton Square Association, Inc., by Michael D. Crosby, President, through their attorney, Harry S. Shapiro, Esquire. Specifically, the Petitioners seek relief from Section 413.1.E of the B.C.Z.R. to permit three (3) single-faced, freestanding signs with a combined total of 53.6 sq.ft., in lieu of the permitted one sign of 15 sq.ft. total. The subject property and relief requested are more particularly described on the plan submitted into evidence as Petitioner's Exhibit 1.

Appearing on behalf of the Petition were Michael Crosby, President of the Cariton Square Association, Inc., property owners, and the attorney for the Petitioners, Harry S. Shapiro, Esquire. There were no Profestants present.

Testimony and evidence presented revealed that the subject propery is the site of the subdivision known as Carlton Square, a community of 120 townhouse units. The Petitioners are desirous of installing identification signs at the three entrances to the site in accordance with the

sign plans submitted as Petitioner's Exhibit 1. Due to the size of this development and the fact that access to the site is located off of three different intersections, the Petitioners believe the proposed signage is necessary in order to adequately identify their property.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

> 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily

2) whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and

3) whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

It is clear from the testimony that if the variance is granted, such use, as proposed, will not be contrary to the spirit of the B.C.Z.R. and will not result in any injury to the public good.

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship will result if the variance is not granted. It has been established that special circumstances or conditions exist that are peculiar to the land or structure which is the subject of this variance request and that the requirements from which the Petitioner seeks relief will unduly restrict the use of the land due to the special conditions unique to this particular parcel.

- 2-

In addition, the variance requested will not cause any injury to the public health, safety or general welfare. Further, the granting of the Petitioner's request is in strict harmony with the spirit and intent of the B.C.Z.R.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the variance requested should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this & day of June, 1994 that the Petition for Variance seeking relief from Section 413.1.E of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit three (3) single-faced, freestanding signs with a combined total of 53.6 sq.ft. of signage, in lieu of the permitted one sign of 15 sq.ft. total, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject to the following restriction:

> 1) The Petitioners may apply for their sign permits and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as

the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.

> TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

TMK:bjs

Baltimore County Government

Zoning Commissioner

Office of Planning and Zoning

June 8, 1994

Suite 113 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

Harry S. Shapiro, Esquire 400 W. Pennsylvania Avenue Towson, Maryland 21204

RE: PETITION FOR VARIANCE WS/Corner Cranbrook & Sorley Rds. (Carlton Square)

8th Election District - 3rd Councilmanic District Carlton Square Assoc., Inc. - Petitioners Case No. 94-414-A

Dear Mr. Shapiro:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO Deputy Zoning Commissioner for Baltimore County

cc: Mr. Michael D. Crosby, President, Carlton Square Assoc., Inc. 319 Home Town Way, Cockeysville, Md. 21030

People's Counsel

Petition for Variance to the Zoning Commissioner of Baltimore County for the property located at Cranbrook and Sorley Roads, Balto. Co. which is presently zoned

This Petition shall be filed with the Office of Zoning Administration & Development Management The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) Section 413.1.E - To permit three (3) single-face free standing signs with a combined total of 53.6 square feet in lieu of the one sign of 15 square foot permitted.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County, for the following reasons: (indicate hardship or The Carlton Square Association, Inc. desires to place signs on the subject property in order to identify the subdivision.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

Contract Purchaser/Lessee:	I.'We do solamnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s)
(Type or Print Name)	(Type of Print Name) CARLTON SQUARE ASSOCIATION, INC
Signature	Signature MICHAEL D. CROSBY, President
Address	(Type or Print Name)
City State Zipcode Altorney for Petitioner	Signature
HARRY S. SHAPIRO (Type or Print Name)	319 Home Town Way 628-6220
<u>v</u> // / / / / / / / / / / / / / / / / /	Cockeysville, MD 21030
Signature Signature 400 W. Pennsylvania Ave., 825-0110 Address Phone No.	City State Zipcode Name, Address and phone number of representative to be contacted.
400 W. Pennsylvania Ave.,825-0110 Access Phone No. MD 21204	Name
State Zipcode	Address Phone No
	OFFICE USE ONLY ESTIMATED LENGTH OF HEARING UNDESCRIPTION
Printed with Soybean Inte	the following dates Next Two Months
Ш C□ (on Hacycled Paper	REVIEWED BY: F. / C DATE 4-21-94
Date Date	ITEM# LO

Carroll Land Services, Inc.
439 East Main Street
Westminster, MD 21157-5539
(410) 876-2017 Fax: (410) 876-0009

2

Metes and Bounds Description Sign One Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the east side of the intersection of Hometown Way and Cranbrook Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

Beginning for the same at a point being North 63 degrees 37 minutes 25 seconds East, 14.67 feet from a point designated as Point No. 54 on a plat entitled "Section One, Carlton Square" and recorded among the Land Records of Baltimore County in EHK Jr. 39, folio 114 also being South 79 degrees 29 minutes 21 seconds East, 68.27 feet from the centerline intersection of Cranbrook Road and Hometown Way; running thence for four lines,

- 1. North 09 degrees 03 minutes 45 seconds East, 10.00 feet to a point; thence,
- 2. South 80 degrees 56 minutes 15 seconds East, 3.00 feet to a point; thence,
- 3. South 09 degrees 03 minutes 45 seconds West, 10.00 feet to a point; thence,
- 4. North 80 degrees 56 minutes 15 seconds West, 3.00 feet to the point of beginning and containing 30.0 square feet of land more or less.



ITEM# 400

Carroll Land Services, Inc.

- 3-

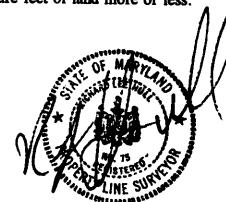
439 East Main Street Westminster, MD 21157-5539 (410) 876-2017 Fax: (410) 876-0009

Metes and Bounds Description Sign Two Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the west side of the intersection of Sorley Road and Cranbrook Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

Beginning for the same at a point being South 34 degrees 31 minutes 16 seconds West, 11.54 feet from a point designated as Point No. 10 on a plat entitled "Section One, Carlton Square" and recorded among the Land Records of Baltimore County in E.H.K., Jr. 39, folio 114 also being South 17 degrees 39 minutes 54 seconds West, 67.96 feet from the centerline intersection of Sorley Road and Cranbrook Road; running thence for four lines,

- 1. South 82 degrees 49 minutes 35 seconds East, 10.00 feet to a point; thence,
- 2. South 07 degrees 10 minutes 25 seconds West, 3.00 feet to a point; thence,
- 3. North 82 degrees 49 minutes 35 seconds West, 10.00 feet to a point; thence,
- 4. North 07 degrees 10 minutes 25 seconds East, 3.00 feet to the point of beginning and containing 30.00 square feet of land more or less.



Carroll Land Services, Inc.

Metes and Bounds Description Sign Three Carlton Square Associates, Inc.

Description of a three foot by ten foot sign easement on the southeast side of the intersection of Ringold Valley Circle and Sorley Road in the Eighth (8th) Election District of Baltimore County, Maryland and being more particularly described as follows to wit:

Beginning for the same at a point being South 83 degrees 58 minutes 55 seconds East, 10.07 feet from a point designated as Point No. 76 on the amended plat of Section Two, Plat B, Carlton Square and recorded among the Land Records of Baltimore County in E.H.K. Jr. 41, folio 55 also being South 69 degrees 07 minutes 46 seconds East, 55.83 feet from the centerline intersection of Sorley Road and Ringold Valley Circle; running thence for four lines,

- 1. North 14 degrees 16 minutes 40 seconds East, 3.00 feet to a point; thence,
- 2. South 75 degrees 43 minutes 20 seconds East, 10.00 feet to a point; thence,
- 3. South 14 degrees 16 minutes 40 seconds West, 3.00 feet to a point; thence,
- 4. North 75 degrees 43 minutes 20 seconds West, 10.00 feet to the point of beginning and containing 30.00 square feet of land more or less.



ITEM # 400

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